

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Dec 19, 2022**

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

In Re:  
LLS AMERICA, LLC,

Debtor,

BRUCE P. KRIEGMAN, solely in  
his capacity as the court-appointed  
Chapter 11 Trustee for LLS America,  
LLC,

Plaintiff,

v.

MARTIN HORCICKA,

Defendant.

NO: 2:12-CV-431-RMP

Bankruptcy Court No. 09-06194  
Adv. Proc. No. 11-80136

ORDER GRANTING APPLICATION  
TO EXTEND JUDGMENT

BEFORE THE COURT is Plaintiff's Motion to Alter Judgment by  
Extending Judgment, ECF No. 12, and Declaration of Bruce P. Kriegman in  
Support of said Motion, ECF No. 13. No objection has been filed. Having  
reviewed the record and relevant law, the Court is fully informed.

1 On October 31, 2012, the Court entered a Default Judgment, ECF No. 8,  
2 and Judgment in a Civil Action in favor of the Trustee against Defendant, ECF  
3 No. 9. The total judgment was CAD \$286,535.00, plus USD \$250.00, with  
4 interest equal to the weekly average of one-year constant maturity (nominal)  
5 treasury yield as published by the Federal Reserve System. ECF No. 9. The ten-  
6 year period for execution upon the judgment expired on October 31, 2022. Fed.  
7 R. Civ. P. 69; RCW 6.17.020(1).

8 Plaintiff requests that the judgment be extended for an additional ten (10)  
9 years, pursuant to Fed. R. Civ. P. 69 and RCW 6.17.020(3). ECF No. 12 at 2.  
10 The judgment remains partially unsatisfied. ECF No. 13 at 3. The Court finds  
11 good cause exists to extend the judgment for an additional 10 years.

12 Accordingly, **IT IS HEREBY ORDERED:**

13 **1. Plaintiff's Motion to Alter Judgment by Extending Judgment, ECF No.**  
14 **12, is GRANTED.**

15 **2. The Judgment previously entered in this matter, ECF No. 9, shall be**  
16 **AMENDED** as follows:

17 **a.** The Judgment is extended for ten (10) years from October 31,  
18 2022.

19 **b.** Interest will continue to accrue at the rate of the weekly average  
20 of one-year constant maturity (nominal) treasury yield as  
21 published by the Federal Reserve System.

c. Pursuant to RCW 6.17.020(3), 4.64.030(2)(a), the following shall  
be included on the first page of the amended judgment:

### SUMMARY OF EXTENDED JUDGMENT

Judgment Creditor: Plaintiff Bruce P. Kriegman solely in his  
capacity as the court-appointed Chapter 11  
Trustee for LLS America, LLC and the  
Liquidating Trustee under the Liquidating  
Trust made pursuant to the Chapter 11  
Trustee's and Official Committee of  
Unsecured Creditor's Second Modified Plan  
of Liquidation dated as of November 27,  
2012

Attorney for Judgment Creditor: Witherspoon Kelley

Judgment Debtor: Martin Horcicka

Amount Outstanding under Judgment: \$ 46,676.15 CAD  
\$ 250.00 USD

Interest under Judgment: \$ 3,859.72 USD  
(11/01/2012 – 10/14/2022)  
(.18% for 3,635 days)

Recoverable Costs – Application Fee: \$ 402.00 USD

New Total Judgment: \$ 46,676.15 CAD  
\$ 4,511.72 USD

Interest Rate: .18% per annum

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